

REMARKS

Claims 1-14 are pending and under consideration in the above-identified application. Claims 1-14 were rejected.

With this Amendment, claims 1, 2, 4, 5, 8, 9, 11 and 12 are amended and claims 3, 6, 7, 10, 13 and 14 are cancelled.

Accordingly, claims 1, 2, 4, 5, 8, 9, 11 and 12 are at issue.

I. 35 U.S.C. § 102 Anticipation Rejection of Claims

Claims 1-14 were rejected under 35 U.S.C. § 102(b) as being anticipated by *Yamada et al.* (WO 01/39554, Applicant submitted prior art). Applicant respectfully traverses this rejection.

In response to the current Office Action, claims 3, 6, 7, 10, 13 and 14 are cancelled. Accordingly, the rejection is moot as to those claims.

In relevant part, each of the independent claims 1, 2, 8 and 9 recites:

“the materials and thicknesses of the first and second electrodes are selected so that the strength of the outside light reflected by the first and the second electrodes are substantially the same.”

This is clearly unlike *Yamada*, which fails to disclose adjusting the materials and thicknesses of the first and second electrodes so that the strengths of the outside light reflected by the first and second electrodes are the same. Instead, *Yamada* discloses using a cavity portion of the resonator as a narrow-band-pass filter to control the reflectance of external light. (See, *Yamada Paras.* [0069]). Further, nowhere does *Yamada* disclose adjusting the materials and thicknesses of a first and second electrode so that the strengths of the outside light reflected by the first electrode and second electrode are the same.

As the current application teaches, adjusting the materials and thicknesses of the first and second electrodes as claimed provides improved image quality by reducing the intensity of the

reflected light. (See, US Pub. 20040156405 Para [0039]) Accordingly, the light emitting device disclosed is incapable of producing the device claimed.

Therefore, because *Yamada* fails to disclose, or even fairly suggest, every feature of claims 1, 2, 8, and 9, the rejection is improper. Because claims 4, 5, 11 and 12 depend, either directly or indirectly from claims 1, 2, 8, and 9, they are patentable at least for the same reasons.

II. Conclusion

In view of the above amendments and remarks, Applicant submits that all claims are clearly allowable over the cited prior art, and respectfully requests early and favorable notification to that effect.

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